

Do not enter EA 6/13/07

Appln. No. 10/666,335
Amd. dated November 8, 2006
Reply to Office Action of August 8, 2006

REMARKS

The Office Action and the cited and applied reference have been carefully reviewed. No claim is allowed. Claims 20-23 presently appear, with claim 24 (which corresponds to previously appearing and constructively elected claim 18) being newly added, and define patentable subject matter warranting their allowance. No new issues are raised and no further consideration or search is necessitated by the amendments to the claims. Entry of the amendment, reconsideration and allowance are hereby respectfully solicited.

Claims 20-23 have been rejected under 35 U.S.C. §112, first paragraph, as failing to comply with the written description requirement. This rejection is obviated by the amendment to claim 20 to recite "pharmaceutical composition for treating infertility" as appears to be suggested by the examiner.

Reconsideration and withdrawal of the rejection are therefore respectfully requested.

Claims 20 and 21 have been rejected under 35 U.S.C. §102(e) as being anticipated by Ekins, US Patent 5,432,099. This rejection is respectfully traversed.

Ekins is directed to the determination of multiple analytes in solution. In Example 2 cited by the examiner, a solution containing TNF and hCG in a microtiter plate is analyzed